

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Virginia

UNITED STATES OF AMERICA	)	
	)	Criminal No. 1:17-CR-270
v.	)	
	)	Honorable Liam O'Grady
AMAN HASSAN YEMER, <i>et al.</i>	)	
	)	
Defendant.	)	
	)	

**MOTION TO DISMISS INDICTMENT**

Aman Hassan Yemer, by counsel, moves this Honorable Court to declare him mentally incompetent to stand trial and dismiss the Indictment as to him, with prejudice. As grounds for this motion, counsel submits the accompanying Memorandum and states that Mr. Yemer is presently suffering from a mental disease or defect rendering him mentally incompetent to the extent that he does not have the sufficient present ability to consult with his lawyer with a reasonable degree of rational or factual understanding of the proceedings against him, or to properly assist in his defense. Counsel further submits that there is not a substantial probability that he will attain the mental capacity to stand trial in the foreseeable future and that failure to dismiss the Indictment would violate the protections conferred by the Due Process Clause.

Respectfully submitted,

AMAN HASSAN YEMER  
By Counsel

/s/  
\_\_\_\_\_  
Nina J. Ginsberg, Esquire  
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**CERTIFICATE OF SERVICE**

I hereby certify on this 28<sup>th</sup> day of March, 2023, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to counsel of record.

/s/  
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Nina J. Ginsberg, Esquire